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J. David Black
Associate
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July 26, 2007

#### VIA HAND DELIVERY

The Honorable Charles L.A. Terreni Chief Clerk/Administrator Public Service Commission of South Carolina 101 Executive Center Drive, Suite 100 Columbia, South Carolina 29210

RE: Application of South Carolina Electric & Gas Company for Adjustments and Increases in the Company's Electric Rate Schedules and Tariff

Docket No. 2007-229-E
Petition to Intervene of Wal-Mart Stores East, LP.

Dear Mr. Terreni:

Enclosed for filing please find the original and ten (10) copies of the Petition to Intervene of Wal-Mart Stores East, LP. in the above referenced matter. I have also enclosed an extra copy of the petition and would appreciate you file stamping the extra copy and returning it to me via our courier. By copy of this letter, I am serving all parties of record. If you have any questions or need additional information, please do not hesitate to contact me.

Charlotte
Columbia

Charleston

Greensboro

Greenville

Hilton Head

Myrtle Beach

Very truly yours,

J. David Black

JDB/hjr Enclosures

cc w/encl.:

Scott Elliott, Counsel

Nannette S. Edwards, Counsel Catherine D. Taylor, Senior Counsel Damon E. Xenopoulos, Esquire Belton T. Zeigler, Counsel

Shannon Bowyer Hudson, Counsel

K. Chad Burgess, Counsel E. Wade Mullins, III, Counsel Mitchell M. Willoughby, Counsel

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Attorneys and Counselors at Law

#### BEFORE

# THE PUBLIC SERVICE COMMISSION OF

## **SOUTH CAROLINA**

Docket No	o. 2007-229-E	26	e de la companya de l
IN RE:			
Application of South Carolina Electric And Gas Company for Adjustments and Increases in the Company's Electric Rate Schedules and Tariff	PETITION TO INTERVENE OF WAL-MART STORES, INC.	<u>4</u>	

Wal-Mart Stores, Inc. ("Wal-Mart") hereby petitions to intervene in the above-captioned proceeding. Wal-Mart states the following grounds in support of its petition.

- 1) Wal-Mart owns and operates 21 retail stores located within South Carolina Electric & Gas Company's service territory. Operating these facilities requires Wal-Mart to purchase large quantities of electricity (over 110,000,000 Kwh annually) from South Carolina Electric & Gas Company ("SCE&G") at a significant cost. Because the cost of electricity is a significant portion of Wal-Mart's cost of operations, the cost of electric power directly affects Wal-Mart's ability to sell its products at competitive prices. As a result, Wal-Mart has a direct and material interest in the issues to be addressed and resolved by the Commission in this docket.
- 2) The Commission has instituted this proceeding to consider SCE&G's application for adjustments and increases to SCE&G's electric rates. Due to the magnitude and characteristics of its electric consumption and requirements, Wal-Mart cannot be represented adequately by any other party to this proceeding. At this stage of the proceeding, Wal-Mart does not have sufficient information to fully determine what positions it may take in this proceeding.

3) Wal-Mart's mailing address is:

Wal-Mart Stores East LP., a Delaware Limited Partnership Sam M. Walton Development Complex 2001 SE 10<sup>th</sup> Street Bentonville, AR 72716-0550

4) Wal-Mart is represented by the Boston, Massachusetts law firm of Rich May, P.C. in certain matters regarding electric rates and service. In accordance with Rule 103-804 T.(1)(b) of the Commission's Rules of Practice and Procedure, Rich May, P.C. will associate with J. David Black of the law firm Nexsen Pruet, LLC of Columbia, South Carolina, local counsel licensed to practice in South Carolina. Service and correspondence regarding this proceeding should be sent to the undersigned and the following persons:

Eric J. Krathwohl, Esquire
Rich May, a Professional Corporation
176 Federal Street, 6<sup>th</sup> Floor
Boston, MA 02110-2223
Tel No. (617) 556-3857
Fax. No. (617) 556-3890
ekrathwohl@richmaylaw.com

and to Wal-Mart's representative:

Angela Beehler
Senior Director, Energy Regulation and
Management
Sam M. Walton Development Complex
2001 SE 10th Street
Bentonville, AR 72716-0550
Tel. No. (479) 204-0437
Fax. No. (479) 273-6851
Email: angie.beehler@wal-mart.com

and to Wal-Mart's intended witness on cost allocation and rate design issues:

James T. Selecky Brubaker & Associates, Inc. 1215 Fern Ridge Parkway, Suite 208 St. Louis MO. 63141

Phone: 314-275-7007 (Ext. 217)

Fax: 314-275-7036

mailto:jtselecky@consultbai.com

5) That granting Wal-Mart's request to be made a party of record in this proceeding is in the public interest, is consistent with the policies of the Commission in encouraging maximum public participation in issues before it, and should be allowed so that a full and complete record addressing its views and concerns may be developed.

WHEREFORE, for the reasons set forth above, Wal-Mart respectfully requests permission to intervene in this proceeding.

Respectfully submitted,

J. David Black
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Attorneys for Wal-Mart Stores, Inc.

#### BEFORE

## THE PUBLIC SERVICE COMMISSION OF

## SOUTH CAROLINA

Docket No. 2007-229-E

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IN RE:	)	
Application of South Carolina Electric And Gas Company for Adjustments and Increases in the Company's Electric Rate Schedules and Tariff	) ) ) )	CERTIFICATE OF SERVICE

This is to certify that I have caused to be served this day ten (10) copies of the **Petition to Intervene of Wal-Mart Stores, Inc.** via regular mail with sufficient postage affixed to the persons of record, as named below at the addresses set forth below:

Scott Elliott, Counsel Elliott & Elliott, P.A. 721 Olive Street Columbia, SC 29205

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Columbia, South Carolina

This 26<sup>th</sup> day of July 2007